

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**APPLICANT:** Hideaki SHINMEI  
**U.S.S.N.:** Not Yet Assigned **GROUP ART UNIT:** Not Yet Assigned  
**FILED:** Herewith **EXAMINER:** Not Yet Assigned  
**FOR:** WIRELESS COMMUNICATIONS APPARATUS AND WIRELESS  
COMMUNICATIONS SYSTEM

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**CERTIFICATION UNDER 37 C.F.R. 1.10\***

*(Express Mail label number is mandatory.)*

*(Express Mail certification is optional.)*

I hereby certify that this correspondence and the documents referred to as attached therein are being deposited with the United States Postal Service on this date **April 12, 2004** in an envelope as "Express Mail Post Office to Addressee," mailing Label Number **EV 438 971 726 US** addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Elena Misiaszek

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Dear Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, applicant(s) hereby submit(s) an Information Disclosure Statement for consideration by the Examiner.

I. **LIST OF PATENTS, PUBLICATIONS OR OTHER INFORMATION**

The patents, publications or other information submitted for consideration by the Office are listed on PTO-1449, attached hereto. The citation of this information by Applicant(s) is not necessarily an admission that the information (1) qualifies as prior art by virtue of its date of publication/availability, and/or that (2) the information is relevant to the patentability of the claims of this application.

II. **COPIES**

- a.   X   Submitted herewith is a legible copy of (i) each U.S and foreign patent; (ii) each publication or that portion which caused it to be listed; and (iii) all other information or that portion which caused it to be listed.
- b.        This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application Serial No.       , filed on       . The following references were submitted to, and/or cited by, the Office in the prior application (s) and, therefore, are not required to be provided in this application.

III. CONCISE EXPLANATION OF THE RELEVANCE  
(check at least one box)

- a.        Except as may be indicated below in (b), all of the patents, publications or other information are in the English language or were cited in an English language Search Report, a copy of which is attached hereto (concise explanation not required).
- b.   X   A concise explanation of the relevance of all patents, publications or other information listed that is not in the English language is as follows:

An English language abstract and a discussion of relevance are enclosed for each of the foreign language references identified on the enclosed Form PTO-1449.

- c.        The following additional information is provided for the Examiner's consideration:

**FEES**

IV. THIS IDS IS BEING FILED UNDER 37 C.F.R. § 1.97(b)  
(check one box)

- a.   X   within three months of the filing date of a national application (37 C.F.R. § 1.97(b) (1). No fee or certification is required.
- b.        within three months of the date of entry of the national stage as set forth in §1.491 in an international application (37 C.F.R. § 1.97(b) (2). No fee or certification is required.
- c.        Before the mailing date of a first Action on the merits (37 C.F.R. § 1.97(b)(3)). No fee or certification is required. In the event that a first Office Action on the merits has been issued, please consider

this IDS under 37 C.F.R. § 1.97(c) and see the certification under 37 C.F.R. § 1.97(e) below, or, if no certification has been made, charge our deposit account a fee in the amount of \$180.00 as required by 37 C.F.R. § 1.17(p).

V. THIS IDS IS BEING FILED UNDER 37 C.F.R. § 1.97(c):

before the mailing date of a Final Office Action under 37 C.F.R. § 1.113 (See 37 C.F.R. § 1.97(c) (1)) or before the mailing date of a Notice of Allowance under 37 C.F.R. § 1.311 (See 37 C.F.R. § 1.97(c) (2)).

a. \_\_\_\_\_ No certification; therefore, a fee in the amount of \$180.00 is required by 37 C.F.R. § 1.17(p).

or

b. \_\_\_\_\_ See the certification below. No fee is required.

VI. STATEMENT UNDER 37 C.F.R. § 1.97(e)

The undersigned hereby states that

a. \_\_\_\_\_ each item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS; or

b. \_\_\_\_\_ no item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application or, to the best of my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.

c. \_\_\_\_\_ Some of the items of information were cited in a communication from a foreign Patent Office. As to this information, the undersigned certifies that each item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby certifies that no item of this remaining information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application or, to the best of my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.

\_\_\_\_\_  
Please charge Deposit Account No. 04-1105 in the amount of \$180.00 for the above-indicated fee. A triplicate copy of this paper is attached.


X   No fee is required.

If the Examiner has any questions concerning this IDS, he/she is requested to contact the undersigned. If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule, with a petition if necessary, and charge the appropriate fee to Deposit Account No. **04-1105**.

Respectfully submitted,

Date: April 12, 2004

By:

  
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|---|----|------------------------|---|------------------|--|------------------|---|
| <b>FORM PTO-1449</b><br><br><b>INFORMATION DISCLOSURE STATEMENT</b>           |    |                        | <b>DOCKET NO.:</b><br>61148 (70904)     |                  | <b>SERIAL NO.:</b><br>Not Yet Assigned |                  |   |
|   |    |                        | <b>APPLICANT(S):</b><br>Hideaki SHINMEI |                  |  |                  |   |
|   |    |                        | <b>FILING DATE:</b><br>Herewith         |                  | <b>GROUP NO.:</b><br>Not Yet Assigned  |                  |   |
| <b>UNITED STATES PATENT DOCUMENTS</b>   |    |                        |   |                  |  |                  |   |
| <b>EXAM. INITIALS</b>   |    | <b>DOCUMENT NUMBER</b> | <b>DATE</b>                             | <b>NAME</b>      | <b>CLASS</b>                           | <b>SUB-CLASS</b> | <b>FILING DATE IF APPROPRIATE</b>           |
|   | AA | 5,668,977              | 09/16/1997                              | Swanstrom et al. | 395                                    | 500              |   |
|   |    |                        |   |                  |  |                  |   |
| <b>FOREIGN PATENT DOCUMENTS</b>   |    |                        |   |                  |  |                  |   |
|   |    | <b>DOCUMENT NUMBER</b> | <b>DATE</b>                             | <b>COUNTRY</b>   | <b>CLASS</b>                           | <b>SUB-CLASS</b> | <b>TRANSLATION YES/NO</b>                   |
|   | BA | 1997-247737            | 9/19/1997                               | JAPAN            |  |                  | Yes (Abstract and description of relevance) |
|   | BB | 2002-007525            | 11/01/2002                              | JAPAN            |  |                  | Yes (Abstract and description of relevance) |
|   | BC | 2002-057657            | 02/22/2002                              | JAPAN            |  |                  | Yes (Abstract and description of relevance) |
|   | BD | 2001-331429            | 11/30/2001                              | JAPAN            |  |                  | Yes (Abstract and description of relevance) |
|   | BE | 2002-007242            | 11/01/2002                              | JAPAN            |  |                  | Yes (Abstract and description of relevance) |
| <b>OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)</b> |    |                        |   |                  |  |                  |   |
|   |    |                        |   |                  |  |                  |   |
|   |    |                        |   |                  |  |                  |   |
| <b>EXAMINER:</b>  |    |                        |   |                  | <b>DATE:</b>                           |                  |   |